

clinical and experimental purposes, and the remainder of the product was ordered destroyed.

**2088. Misbranding of estrogenic hormone. U. S. v. 196 Vials and 198 Vials of Estrogenic Hormone. Consent decree of condemnation. Product ordered released under bond. (F. D. C. Nos. 16962, 17228. Sample Nos. 31338-H. 31359-H.)**

**LIBELS FILED:** August 4 and 28, 1945, Southern District of California.

**ALLEGED SHIPMENT:** On various dates subsequent to January 1, 1945, by the Sherman Laboratories, from Detroit, Mich.

**PRODUCT:** 196 vials and 198 vials of *estrogenic hormone* at Los Angeles, Calif. Examination showed that the product was an oil solution of estrogenic material consisting essentially of estradiol with an insignificant proportion, if any, of estrone, which is the principal estrogenic hormone occurring in natural sources such as pregnant mares' urine.

**LABEL, IN PART:** "10 cc. [or "30 cc."] Size Sherman Estrogenic Hormone (in Peanut Oil) 10,000 International Units per cc."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the label statements, "This Estrogenic Substance [or "Estrogenic Hormone"] is obtained from Pregnant Mares' Urine Consisting Principally of Estrone and Estradiol," were false and misleading since the estrogenic material present in the article did not consist of estrogenic substance as obtained from pregnant mares' urine.

**DISPOSITION:** March 11, 1946. The cases having been consolidated and removed to the Western District of Michigan, and the Sherman Laboratories, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be destroyed or to be brought into compliance with the law, under the supervision of the Federal Security Agency.

**2089. Misbranding of Female Sex Hormone Estrogenic Ointment Cream. U. S. v. 11 Jars of Female Sex Hormone Estrogenic Ointment Cream. Default decree of condemnation and destruction. (F. D. C. No. 21350. Sample No. 35600-H.)**

**LIBEL FILED:** October 28, 1946, Western District of Tennessee.

**ALLEGED SHIPMENT:** On or about September 12, 1946, by the Pan American Co., from Dallas, Tex.

**PRODUCT:** 11 jars of *Female Sex Hormone Estrogenic Ointment Cream* at Memphis, Tenn.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the label statement "For Breast Development" was false and misleading since the article was incapable of producing the result indicated; and, Section 502 (e), the article was composed of 2 or more ingredients, and its label failed to bear a statement of each active ingredient since the label statement "Female Sex Hormone Estrogenic Ointment Cream" was the name of a class of drugs, but was not the name of any particular drug.

**DISPOSITION:** December 11, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**2090. Misbranding of Nef-Tex Tablets. U. S. v. 52 Packages of Nef-Tex Tablets. Default decree of condemnation and destruction. (F. D. C. No. 19203. Sample No. 5422-H.)**

**LIBEL FILED:** February 12, 1946, District of Delaware.

**ALLEGED SHIPMENT:** On or about October 13 and November 10, 1945, by the Drexel Laboratories, from Drexel Hill, Pa.

**PRODUCT:** 52 packages of *Nef-Tex Tablets* at Wilmington, Del. Examination of this product showed that the tablets consisted essentially of oxyquinoline sulfate, methyl salicylate, and saccharin.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements on the carton and bottle label and in an accompanying circular entitled "Conquer those Skin Ailments" were false and misleading. These statements represented and suggested that the article would be effective as an antiseptic for the kidneys, stomach, and intestines; that it would be effective in the treatment of kidney disorders and stomach upsets; and that it would be effective for the

prevention of grippe and common colds. The article would not be effective for such purposes.

**DISPOSITION:** March 1, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**2091. Misbranding of Procon Tablets. U. S. v. 250 Bottles of Procon Tablets. Default decree of condemnation and destruction. (F. D. C. No. 16445. Sample Nos. 2652-H, 2653-H.)**

**LABEL FILED:** June 15, 1945, Southern District of West Virginia.

**ALLEGED SHIPMENT:** Between the approximate dates of April 30, 1943, and August 23, 1944, by the Allied Pharmacal Co., from Cleveland, Ohio.

**PRODUCT:** 124 20-tablet bottles and 126 200-tablet bottles of *Procon Tablets* at Charleston, W. Va.

**LABEL, IN PART:** "Murray's Procon Tablets."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the name "Procon" and the label statement "For The Temporary Relief of Incontinence" were false and misleading because the article would not be effective for the relief of incontinence.

**DISPOSITION:** November 7, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**2092. Misbranding of Dietary Supplements. U. S. v. 72 Bottles of Wheat Germ Oil Capsules, 31 Bottles of Pure Soy Bean Lecithin Capsules, 12 Bottles of High Potency Vitamin C Tablets, 111 Bottles of Vitamin C Tablets, 10 Bottles of Mineral Capsules, 63 Bottles of Garlic Parsley Capsules, 17 Bottles of Dicalcium Phosphate and Vitamin D Tablets, 133 Bottles of Improved 'B' Complex Tablets, and 36 Jars of Malt-O-Soy, and a quantity of printed matter. Default decree of condemnation and destruction. (F. D. C. No. 15370. Sample Nos. 31967-H, 31973-H to 31983-H, incl.)**

**LABEL FILED:** May 1, 1945, Southern District of California.

**ALLEGED SHIPMENT:** On or about April 2, 1945, by A. Hohensee, from Phoenix, Ariz.

**PRODUCT:** The above-mentioned *dietary supplements* at San Diego, Calif., together with a number of accompanying display cards entitled "The Wheel O' Life," a number of accompanying booklets entitled "The Health Success and Happiness Lectures 'High Blood Pressure,'" and "What About the Vegetables and Fruits We Eat Today?" and a number of accompanying booklets headed "Lecture Series on Health and Progress," with subheadings "How to Think and Attain Success," "Better Eyes Without Glasses," and "Your Personality Glands."

**NATURE OF CHARGE:** *Wheat Germ Oil Capsules.* Misbranding, Section 502 (a), certain statements in the booklets entitled "Lecture Series on Health and Progress Your Personality Glands" and on the display card were false and misleading since they suggested and implied that the article would be effective in the treatment or prevention of the pain and suffering associated with the menopause period; that it would prevent atrophy of the "personality" glands; that use of the article would assure a long life free from suffering and disease; that it would promote general well-being, vigor of personality, and mental and physical vigor; that it would prevent miscarriage and sterility; that it would be efficacious in the prevention and treatment of "angotrophic" lateral sclerosis; and that it would strengthen the sexual power of men. The article would not be effective in the treatment or prevention of the conditions named, nor would it otherwise fulfill the promises of benefit stated and implied.

*Pure Soy Bean Lecithin Capsules* [or *Pure Soy Bean Lecithin and Vitamin D Capsules*]. Misbranding, Section 502 (a), certain statements in an accompanying booklet entitled "Lecture Series on Health and Progress \* \* \* What is Brain Food?" were false and misleading since they represented and suggested that the article would be effective to nourish the brain, whereas the article would not be effective for such purpose.

*Vitamin C Tablets.* Misbranding, Section 502 (a), certain statements in the booklets entitled "Lecture Series on Health and Progress Better Eyes Without Glasses" were false and misleading since they represented and suggested that the article would correct or prevent faulty vision or other eye conditions, hay fever, asthma, and catarrh, whereas the article, either alone or in combination with other treatments, would not be effective for such purposes.